

The parties further agree that upon request any and all copies of such documents shall be returned to the producing party or destroyed at the conclusion of this pending litigation, as may be appealed. Notwithstanding the foregoing provision, counsel for each party may retain one archival copy of all pleadings and exhibits in this litigation for malpractice purposes, regardless of whether such pleadings or exhibits (including appendices) contain or refer to confidential information.

This Protective Order is necessary to protect the privacy of the parties.

ENTER this 26th day of JUNE, 2006.

Thomas H. Phillips

U.S. District Court Judge

APPROVED FOR ENTRY:

/s/Link A. Gibbons

Deborah C. Stevens, Esq. (BPR (BPR #007241)
013977)

Link A. Gibbons, Esq. (BPR #022799)

LEWIS, KING, KRIEG & WALDROP, P.C.
BEARMAN,
One Centre Square
620 Market Street, Fifth Floor
P. O. Box 2425
Knoxville, Tennessee 37901
(865) 546-4646

Attorneys for Plaintiff

/s/ Kelli L. Thompson

Kelli L. Thompson, Esq. (BPR #

BAKER, DONELSON,
CALDWELL & BERKOWITZ
2200 Riverview Tower
900 South Gay Street
P.O. Box 1792
Knoxville, TN 37901
(865) 549-7000

Attorney for Defendants